| 1                               | James A. Murphy - 062223<br>Harlan B. Watkins - 176458   |
|---------------------------------|--|
| 2                               | MURPHY, PEARSON, BRADLEY & FEENEY  |
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| 5                               | Attorneys for Defendant LOCKE, LIDDELL & SAPP, LLP   |
| 6                               |  |
| 7                               | UNITED STATES DISTRICT COURT   |
| 8                               | NORTHERN DISTRICT OF CALIFORNIA  |
| 9                               | SAN JOSE DIVISION  |
| 10                              |  |
| 11                              | THOMAS FALLON, an Individual, ALEXANDRE Case No.: 04-03210 RMW BALKANSKI, an Individual, ROBERT PUETTE,                    |
| 12                              | an Individual, CARL REDFIELD, an Individual, RICK TIMMINS, an Individual, on behalf of each, EXTENDING DEADLINE FOR EXPERT |
| 13                              | individually, and on behalf of the general public, DEPOSITIONS   |
| 14                              | Plaintiff,   |
|                                 | v.   |
| <ul><li>15</li><li>16</li></ul> | LOCKE, LIDDELL & SAPP, LLP, a Texas limited professional partnership, and DOES 1 through 100,                              |
| 17                              | Defendants.  |
| 18                              |  |
| 19                              | Whereas on December 18, 2008, Plaintiffs filed a motion for an extension of time to complete                               |
| 20                              | discovery which is set for hearing on January 23, 2009. Whereas, the parties, by and through their                         |
| 21                              | respective counsel, had previously stipulated that expert depositions were to have been completed or                       |
| 22                              | or before January 15, 2009.  |
| 23                              | Whereas, given Plaintiffs' pending motion for an extension of time to complete discovery, the                              |
| 24                              | parties, through counsel, have agreed that the deadline to complete expert depositions should be                           |
| 25                              | extended from January 15, 2009 to March 31, 2009.  |
| 26                              |  |
| 27                              | ///  |
| 28                              | ///  |
|                                 | -1-  |
|                                 |  |

Stipulation And [Proposed] Order Extending Deadline For Expert Depositions

| 1   | THEREFORE, BY AND THROUGH THEIR RESPECTIVE COUNSEL, TH   |
|-----|--|
| 2   | PARTIES HEREBY STIPULATE AND REQUEST THAT THIS COURT ISSUE AN ORDER  |
| 3   | THAT:  |
| 4   | All expert depositions must be completed on or before March 31, 2009.  |
| 5   |  |
| 6   | Dated: January 14, 2009  |
| 7   | MURPHY, PEARSON, BRADLEY & FEENEY  |
| 8   |  |
| 9   | By /s/<br>Harlan B. Watkins, Esq.  |
| 10  | Attorneys for Defendant<br>LOCKE, LIDDELL & SAPP, LLP  |
| 11  |  |
| 12  |  |
| 13  | Dated: January 14, 2009  COTCHETT, PITRE & McCARTHY  |
| 14  | COTCHETT, FITRE & MCCARTITI  |
| 15  | By /s/   |
| 16  | Philip L. Gregory, Esq.  Attorneys for Plaintiffs THOMAS FALLON  |
| 17  | Philip L. Gregory, Esq. Attorneys for Plaintiffs THOMAS FALLON, ALEXANDRE BALKANSKI, ROBERT PUETTE, CARL REDFIELD and RICK TIMMINS |
| 18  |  |
| 19  | IT IS SO ORDERED.  |
| 20  |  |
| 21  | Date: 1/21/09 Konald M. Whyte  |
| 22  | I ne Honorable Ronald M. Whyte   |
| 23  | United States District Court Judge   |
| 24  |  |
| 25  |  |
| 26  |  |
| 27  | HBW.10455652.doc   |
| 28  |  |
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| · [ | Stipulation And [Proposed] Order Extending Deadline For Expert Depositions   |